

SCOTT POISSON, ESQ.
Nevada Bar No. 10188
AMBER N. KING, ESQ.
Nevada Bar No.: 14070
HIGH STAKES INJURY LAW
320 South Jones Boulevard
Las Vegas, Nevada 89107
Telephone: (702) 877-4878
Attorneys for Plaintiff

**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

DENNIS MCGINLEY, an individual,

Plaintiff,

vs.

99 CENTS ONLY STORES, LLC; DOES 1
through 100; and ROE CORPORATION 101
through 200, inclusive,

Defendant(s).

CASE NO.: 2:23-cv-01113-GMN-BNW

**STIPULATION TO
EXTEND DISCOVERY PLAN
AND SCHEDULING ORDER**
(SECOND REQUEST)

**SUBMITTED IN COMPLIANCE WITH
LR 26-3**

Plaintiff, DENNIS MCGINLEY (“Plaintiff”), by and through his attorneys, AMBER KING, ESQ. of HIGH STAKES INJURY LAW, and Defendant, 99 CENTS ONLY STORES LLC (“Defendant”), by and through its attorneys, LEW BRANDON, JR., ESQ., RYAN VENCI, ESQ. and DANIELLE KOLKOSKI, ESQ. of BRANDON | SMERBER LAW FIRM, stipulate and agree that the discovery schedule be extended pursuant to LR 26-3.

I. Discovery Conducted to Date (LR 26-4(a)):

1. Defendant’s Initial Disclosure of Witnesses and Documents served July 21, 2023.
2. Defendant’s First Set of Interrogatories to Plaintiff served on July 21, 2023.
3. Defendant’s First Set of Requests for Production of Documents to Plaintiff served on July 21, 2023.
4. Defendant’s First Set of Requests for Admissions to Plaintiff served on July 21, 2023.

High Stakes Injury Law

320 S. Jones Blvd.
Las Vegas, Nevada 89107
OFFICE: (702) 256-4566 FAX: (702) 256-6280

5. Plaintiff's First Set of Interrogatories to Defendant served on July 28, 2023.
6. Plaintiff's First Set of Requests for Production of Documents to Defendant served on July 28, 2023.
7. Plaintiff's Initial Disclosure of Witnesses and Documents served on July 28, 2023.
8. Plaintiff's First Set of Requests for Admission to Defendant served on July 28, 2023.
9. Plaintiff's Responses to Defendant's First Set of Interrogatories served on August 15, 2023.
10. Plaintiff's Responses to Defendant's First Set of Requests for Production of Documents served on August 15, 2023.
11. Plaintiff's Responses to Defendant's First Set of Requests for Admissions served on August 15, 2023.
12. Defendant's First Supplement to Initial Disclosure of Witnesses and Documents served September 8, 2023.
13. Plaintiff's Deposition was taken on September 21, 2023.
14. Plaintiff's Initial Disclosure of Witnesses and Documents served on September 21, 2023.
15. Defendant's Responses to Plaintiff's First Set of Interrogatories served on September 22, 2023.
16. Defendant's Responses to Plaintiff's First Set of Requests for Production of Documents served on September 22, 2023.
17. Defendant's Second Supplement to Initial Disclosure of Witnesses and Documents served October 24, 2023.
18. Defendant's Third Supplement to Initial Disclosure of Witnesses and Documents served November 3, 2023.

II. Discovery to be Conducted (LR 26-4(b)):

1. Obtain Plaintiff's medical records.
2. Retain and disclose experts.
3. Defendant's FRCP 30(b)(6) depositions
4. Percipient witness depositions
5. Expert depositions; and
6. Medical provider depositions

II. The Reasons the Remaining Discovery Cannot Be Completed within the Time Limits Set by the Discovery Plan (LR 26-4(c)):

Initial expert disclosures are due December 11, 2023. The parties have been working in a diligent and courtesy manner to complete discovery and not for the purpose of delay. The parties are also working toward resolving this matter and additional time is requested to work on settlement without the extra expense of experts.

III. Proposed Schedule for Completing All Remaining Discovery (LR 26-4(d)):

The current discovery deadlines are as follows:

- | | |
|---|--------------------|
| 1. Amend Pleadings and Add Parties (LR 26-1(b)(2)): | November 10, 2023. |
| 2. Initial Expert Disclosures (LR 26-1(b)(3)): | December 11, 2023. |
| 3. Rebuttal Expert Disclosures (LR 26-1(b)(3)): | January 12, 2024. |
| 4. Discovery Cutoff (LR 26-1(b)(1)): | February 9, 2024. |
| 5. Dispositive Motions (LR 26-1(b)(4)): | March 10, 2024. |

The parties propose extending all discovery deadlines by ninety (90) days as follows:

- | | |
|---|-------------------|
| 6. Amend Pleadings and Add Parties (LR 26-1(b)(2)): | February 8, 2024. |
| 7. Initial Expert Disclosures (LR 26-1(b)(3)): | March 11, 2024. |
| 8. Rebuttal Expert Disclosures (LR 26-1(b)(3)): | April 11, 2024. |
| 9. Discovery Cutoff (LR 26-1(b)(1)): | May 9, 2024. |
| 10. Dispositive Motions (LR 26-1(b)(4)): | June 7, 2024. |

DATED this 6th day of December 2023.

DATED this 6th day of December 2023.

BRANDON | SMERBER LAW FIRM

HIGH STAKES INJURY LAW

/s/ Ryan Venci

/s/ Amber N. King, Esq.

LEWIS BRANDON, JR., ESQ.

Nevada Bar No. 5880

RYAN VENCI, ESQ.

Nevada Bar No. 7547

DANIELLE KOLKOSKI, ESQ.

Nevada Bar No. 8506

139 E. Warm Springs Road

Las Vegas, Nevada 89119

Attorneys for Defendant,

99 CENTS ONLY STORES, LLC

SCOTT L. POISSON, ESQ.

Nevada Bar No. 10188

AMBER N. KING, ESQ.

Nevada Bar No. 14070

320 S. Jones Blvd.

Las Vegas, Nevada 89107

Attorneys for Plaintiff,

DENNIS MCGINLEY

ORDER

IT IS SO ORDERED

Dated this 7 day of December, 2023.


UNITED STATES MAGISTRATE JUDGE